



RCE #
IFW

PATENT
Attorney Docket 061525-5001-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Randall Kent *et al.***

Application No. **09/533,547**

Filed: **March 23, 2000**

For: **Methods for Sterilizing Biological Materials**

Group Art Unit: **1744**

Examiner: **Elizabeth McKane**

Mail Stop RCE

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2011 South Clark Place
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Arlington, VA 22202

REQUEST FOR CONTINUED EXAMINATION (RCE)

This is a request for continued examination (RCE) under 37 C.F.R. 1.114 of U.S. Application 09/533,547 (March 23, 2000) entitled Methods for Sterilizing Biological Materials.

1. Please consider and enter the attached Amendment Under 37 C.F.R. 1.114.
2. Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. Applicants do not believe an extension of time is required as a Notice of Appeal was filed on May 19, 2004 further extending the period for response from May 19, 2004 to July 19, 2004. If Applicants have inadvertently overlooked the need for additional extension of time, please consider this a Petition therefor. The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.
3. Fee Calculation (37 C.F.R. 1.16)

CLAIMS AS AMENDED						
	Remaining		Previously Paid	Extra	Rate	Total Fees
Total Claims	90	minus	168	0	\$18 each=	0.00
Independent Claims	3	minus	3	0	\$86 each=	0.00
First presentation of Multiple dependent claim					\$290.00	0.00
Sub-total =						0.00
Reduction by ½ for filing by a small entity						0.00
Total Fees =						0.00

4. Fee Payment: The Commissioner is hereby authorized to charge **\$385.00** to Deposit Account No. 50-0310 for payment of the request for continued examination filing fee at the small entity rate.

07/21/2004 JBALINAN 00000009 500310 09533547

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5. Please address all correspondence to:

Customer Number: 009629
Morgan, Lewis & Bockius LLP
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004

6. Constructive Petition: **Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **Constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

Date: **July 19, 2004**
Morgan, Lewis & Bockius LLP
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1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004

Respectfully submitted,
Morgan, Lewis & Bockius LLP



Robert Smyth
Registration No. 50,801



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AMENDMENT UNDER 37 C.F.R. 1.114

Prior to continued examination of the above-referenced application, please amend the above-identified application as follows:

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 8 of this paper.